

**CITY OF IDAHO FALLS, IDAHO  
COUNCIL MEETING AGENDA  
REGULAR MEETING**

**Thursday, November 25, 2014**

**7:30 p.m.**

**COUNCIL CHAMBERS  
680 PARK AVENUE**

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*The Mayor, City Council, and Staff welcome you to tonight's meeting. We appreciate and encourage public participation. If you wish to comment on a matter that is NOT on the Agenda, you should comment during Agenda Item Number 3. If you do not know whether the Mayor will allow comments on an Item on tonight's Agenda (other than during a public hearing), your comments should be made during Agenda Item Number 3. An amendment to this Agenda may be made upon passage of a motion that states the reason for the amendment and the good faith reason that the Agenda item was not included in the original Agenda posting. City Council meetings are live streamed at [www.idahofallsidaho.gov](http://www.idahofallsidaho.gov), then archived. Thank you for your interest in City Government.*

1. **Call to Order and Roll Call.**
2. **Pledge of Allegiance.**
3. **Public Comment and Mayor's Response Time (Limit 15 Minutes):** *This is the opportunity for members of the public to speak to the Council regarding matters that are NOT on the Agenda, NOT noticed for a public hearing, NOT currently pending before the Planning Commission or Board of Adjustment; NOT the subject of a pending enforcement action; and NOT relative to a City personnel matter. If you want to speak, please state your name and address for the record and please limit your remarks to three (3) minutes. The Mayor and/or staff may respond to comments from a previous meeting. NOTE: The Mayor may exercise discretion to decide if and when to allow public comment on an Agenda Item that does not include a public hearing. If the Mayor determines that your comments may be made later in the meeting, she will let you know when you may make your comments.*
4. **CONSENT AGENDA:** Any item will be removed from the Consent Agenda at the request of any member of the Council and that item will be considered separately later. Approval by roll call vote:
  - a. Items from the City Clerk:
    1. Approval of Minutes from the November 10, 2014 Council Work Session, and the November 13, 2014 Regular Council Meeting.
    2. Approval of License Applications, including BEER LICENSES to A Little Bit of Mexico, Blue Wave, Diamond Concessions, Fat Smitty's LLC, Garcia's Meat Market (Elva Street), Garcia's Meat Market No. 2 (Northgate Mile), Gas 'N Grub, Jakers of Idaho Falls, La Hidalguense, Miss Kim's Place, Morenitas, Samoa Club, Stinker Stores Inc. No. 27, Stinker Stores Inc. No. 28, and The Homestretch LLC, all carrying the required approvals.
  - b. Items from the Idaho Falls Power Division:
    1. Request for authorization to advertise to receive bids for equipment necessary to complete the old Lower Plant Upgrade and Rewind Project. The project is included in the Capital Improvement Plan and in the Fiscal Year 2015 Budget.

2. Request for authorization to prequalify potential bidders for general contractor work associated with completing the Old Lower Plant Upgrade and Rewind Project. The unique hydroelectric work to be completed by this contractor is very specialized so adequate past experience is critical. Not only will the general contractor be responsible for coordinating return and install of components already bid (runner fabrication, rewind generator) but they will also be responsible for coordinating subcontractor work for balance of the plant electrical and mechanical upgrades. This project is a subset of the Old Lower Plant Upgrade and Rewind Project in the Capital Improvement Plan and in the Fiscal Year 2015 Budget.

ACTION: To approve all items on the Consent Agenda according to the recommendations presented.

5. **REGULAR AGENDA:**

A. **Public Works Division:**

1. **Idaho Transportation Department Property Conveyance to the City of Idaho Falls for Two Parcels Adjacent Sunnyside Road and the Snake River:** The Idaho Transportation Department (ITD) wishes to convey to the City of Idaho Falls two separate parcels of property adjacent Sunnyside Road and the Snake River. These properties were acquired by ITD as part of the Sunnyside Road, I-15 Construction Project. The properties currently accommodate a storm pond and the Greenbelt along the Snake River, both of which are maintained by the City. The City Attorney and Parks and Recreation Director have reviewed this request. Public Works recommends approval of the conveyance of these properties and requests authorization for Mayor and City Clerk to sign the necessary documents.

ACTION: To approve the conveyance of two separate parcels of property from the Idaho Transportation Department to the City of Idaho Falls and give authorization for the Mayor and City Clerk to execute the necessary documents (or take other action deemed appropriate).

2. **Iona Bonneville Sewer District – Agreement to Extend Cooperative Agreement for Sewer Services:** The existing Sewer Service Cooperative Agreement between the City of Idaho Falls and the Iona Bonneville Sewer District will expire on December 31, 2014. Attached is an Agreement prepared by the City Attorney to extend the Cooperative Agreement under the same terms and conditions therein until December 31, 2015. Public Works recommends approval of the Agreement; and, authorization for the Mayor and City Clerk to sign the necessary documents.

ACTION: To approve the Sewer Service Cooperative Agreement between the City of Idaho Falls and the Iona Bonneville Sewer District and give authorization for the Mayor and City Clerk to execute the necessary documents (or take other action deemed appropriate).

3. **City Ordinance Revision – Title 4, Chapter 5 – Public Right-of-Way Contractors:** This is a proposed revision prepared by the City Attorney to the City Ordinance addressing Public Right-of-Way Contractors. The proposed revision reflects an effort to provide better protection for the City from work that occurs within public

right-of-way. Public Works recommends approval of this Ordinance; and, authorization for the Mayor and City Clerk to sign the necessary documents. If approved, Public Works recommends that the revised Ordinance be implemented on January 1, 2015.

**ACTION:** To approve the Ordinance under the suspension of rules requiring three complete and separate readings and that it be read by title and published by summary (or consider the Ordinance on the first reading and that it be read by title, or reject the Ordinance).

**4. City Ordinance Revision – Title 8, Chapter 7 – Public Right-of-Way**

**Construction:** This is a proposed revision prepared by the City Attorney to the City Ordinance addressing Public Right-of-Way Construction. The proposed revision reflects an effort to provide better protection for the City from work that occurs within public right-of-way. The revised Ordinance would also require contractors to pay a new right-of-way permit fee. Public Works recommends approval of this Ordinance; and, authorization for Mayor and City Clerk to sign the necessary documents. If approved, Public Works recommends that the revised Ordinance be implemented on January 1, 2015 and consideration of the permit fee will be coordinated with other City-wide proposed rate fees at a later date.

**ACTION:** To approve the Ordinance under the suspension of rules requiring three complete and separate readings and that it be read by title and published by summary (or consider the Ordinance on the first reading and that it be read by title, or reject the Ordinance).

**5. Final Report and Recommendation for the Sanitation Department**

**Autoload Analysis and Rate Study:** This is the Final Report covering the *Autoload Feasibility Analysis and Rate Study* completed for the Sanitation Department. The report recommends implementation of an autoload collection system for residential pickup. In addition, the report also recommends increasing existing sanitation rates by 5%. Staff has reviewed the report and agrees with the findings presented therein. The proposed sanitation rate increase will be coordinated with other City-wide proposed rate increases and presented for consideration at a later date. Public Works requests approval to transition to an automated residential collection system and requests authorization to purchase necessary equipment to begin the phased implementation.

**ACTION:** To approve the transition to an automated residential collection system and give authorization to purchase the necessary equipment to begin the phased implementation (or take other action deemed appropriate).

**B. Police Division:**

**1. HELP, Inc. Snake River Children's Advocacy Center (SRCAC):**

HELP, Inc. Snake River Children's Advocacy Center provides services to child victims of abuse and non-offending caregivers. This Memorandum of Understanding is a necessary document required for submission of a grant to assist with funding their organization. It also serves as an Agreement for continued cooperation in a multi-disciplinary approach and best practices for investigating and providing services and non-offending family members of sexual assault.

**ACTION:** To approve the Memorandum of Understanding with HELP, Inc. for the Snake River Children's Advocacy Center, and give authorization for the Mayor and City Clerk to execute the necessary documents (or take other action deemed appropriate).

**C. Municipal Services Division:**

**1. Soul Source Purchase – CAD Analyst and ADAM (Apparatus Deployment Analysis Module):** Municipal Services respectfully requests authorization to advertise the City's intent to make a sole source purchase following a 14-day period, as per Idaho Code Section 67-2808, and then to issue a purchase order in the amount of \$74,296.00 plus \$14,459.00 for the first year maintenance, once the advertisement has been completed. This procurement will be from Deccan International.

**ACTION:** To give authorization to advertise the City's intent to make a sole source purchase following a 14-day period, as per Idaho Code Section 67-2808, and then to issue a purchase order to Deccan International in the amount of \$74,296.00 plus \$14,459.00 for the first year maintenance, once the advertisement has been completed (or take other action deemed appropriate).

**6. Public Hearing – Annexation with Initial Zoning of R-1 (Single-Family Residential), Final Plat, Annexation Ordinance, Zoning Ordinance, Annexation Agreement, and Reasoned Statement of Relevant Criteria and Standards – Yorkside Addition, Division No. 2:** This is the application for annexation with initial zoning of R-1, final plat, annexation and zoning ordinances, annexation agreement, and reasoned statement of relevant criteria and standards for Yorkside Addition, Division No. 2. The Planning Commission considered this application at its September 2, 2014 Meeting. The Commission unanimously recommended approval of the annexation and the R-1 zoning, but recommended denial of the final plat due to variations from the preliminary plat.

**ACTION:** The following recommendations in sequential order (or take other action deemed appropriate):

a. (Annexation Agreement) To approve the Annexation Agreement for Yorkside Addition, Division No. 2 and give authorization for the Mayor and City Clerk to execute the necessary documents.

b. (Annexation Ordinance) To approve the Ordinance annexing Yorkside Addition, Division No. 2 under the suspension of the rules requiring three complete and separate readings and that it be read by title and published by summary (or consider the Ordinance on the first reading and that it be read by title, or reject the Ordinance).

c. (Comprehensive Plan Designation and Zoning Ordinance) To approve the Ordinance assigning a Comprehensive Plan Designation of Low Density Residential and establishing the initial zoning for Yorkside Addition, Division No. 2 as R-1 (Single-Family Residential), under the suspension of the rules requiring three complete and separate readings and that it be read by title and published by summary (or consider the Ordinance on the first reading and that it be read by title, or reject the Ordinance), that the Comprehensive Plan be amended to include the area annexed herewith, and that the City Planner be instructed to reflect said annexation, zoning, and amendment to the Comprehensive Plan on the Comprehensive Plan and Zoning Maps located in the Planning Office.

d. (Final Plat) To accept the Final Plat for Yorkside Addition, Division No. 2, and give authorization for the Mayor, City Engineer, and City Clerk to sign said Final Plat.

e. (Reasoned Statement of Relevant Criteria and Standards) To approve the Reasoned Statement of Relevant Criteria and Standards for the Initial Zoning of R-1 for Yorkside Addition, Division No. 2, located generally south of 49<sup>th</sup> South, East of Southpoint Boulevard and west of Villa Mirage Court, and give authorization for the Mayor to execute the necessary documents.

f. (Reasoned Statement of Relevant Criteria and Standards) To approve the Annexation for Yorkside Addition, Division No. 2, located generally south of 49<sup>th</sup> South, East of Southpoint Boulevard and west of Villa Mirage Court, and give authorization for the Mayor to execute the necessary documents.

g. (Reasoned Statement of Relevant Criteria and Standards) To approve the Reasoned Statement of Relevant Criteria and Standards for the Final Plat for Yorkside Addition, Division No. 2, located generally south of 49<sup>th</sup> South, east of Southpoint Boulevard, and west of Villa Mirage Court and give authorization for the Mayor to execute the necessary documents.

**7. Public Hearing – Annexation with Initial Zoning of C-1 (Limited Business), Annexation Ordinance, Zoning Ordinance, Annexation Agreement, and Reasoned Statement of Relevant Criteria and Standards – Metes and Bounds Legal Description for 19.811 Acres in Section 24, Township 2 North, Range 37 East of the Boise Meridian:** This is the application for annexation prior to platting with initial zoning of C-1, the annexation and zoning ordinances, annexation agreement, and reasoned statement of relevant criteria and standards for a Metes and Bounds Legal Description of 19.811 Acres in Section 24, Township 2 North, Range 37, East of the Boise Meridian, which is a part of the future Eagle Ridge development. The Planning Commission considered this item at its October 7 and October 21, 2014 Meetings and unanimously recommended approval. Staff concurs with this recommendation.

**ACTION:** The following recommendations in sequential order (or take other action deemed appropriate):

a. (Annexation Agreement) To approve the Annexation Agreement for a Metes and Bounds Legal Description of 19.811 Acres in Section 24, Township 2 North, Range 37, East of the Boise Meridian, and give authorization for the Mayor and City Clerk to execute the necessary documents.

b. (Annexation Ordinance) To approve the Ordinance annexing a Metes and Bounds Legal Description of 19.811 Acres in Section 24, Township 2 North, Range 37, East of the Boise Meridian, under the suspension of the rules requiring three complete and separate readings and that it be read by title and published by summary (or consider the Ordinance on the first reading and that it be read by title, or reject the Ordinance).

c. (Comprehensive Plan Designation and Zoning Ordinance) To approve the Ordinance assigning a Comprehensive Plan Designation of Greenbelt Mixed Uses and Commercial and establishing the initial zoning for a Metes and Bounds Legal Description of 19.811 Acres in Section 24, Township 2 North, Range 37, East of the Boise Meridian as C-1 (Limited

Business), under the suspension of the rules requiring three complete and separate readings and that it be read by title and published by summary (or consider the Ordinance on the first reading and that it be read by title, or reject the Ordinance), that the Comprehensive Plan be amended to include the area annexed herewith, and that the City Planner be instructed to reflect said annexation, zoning, and amendment to the Comprehensive Plan on the Comprehensive Plan and Zoning Maps located in the Planning Office.

d. (Final Plat) To accept the Final Plat for a Metes and Bounds Legal Description of 19.811 Acres in Section 24, Township 2 North, Range 37, East of the Boise Meridian, and give authorization for the Mayor, City Engineer, and City Clerk to sign said Final Plat.

e. (Reasoned Statement of Relevant Criteria and Standards) To approve the Reasoned Statement of Relevant Criteria and Standards for the Initial Zoning of C-1 Limited Business for property located generally south and west of Pancheri Drive, north and adjacent to Utah Avenue, east of and adjacent to I-15, and west of the Snake River, and give authorization for the Mayor to execute the necessary documents.

f. (Reasoned Statement of Relevant Criteria and Standards) To approve the Annexation for property located generally south and west of Pancheri Drive, north and adjacent to Utah Avenue, east or and adjacent to I-15, and west of the Snake River, and give authorization for the Mayor to execute the necessary documents.

**Motion to Adjourn.**

*If you need communication aids or services or other physical accommodations to participate or access this meeting or program of the City of Idaho Falls, you may contact City Clerk Rosemarie Anderson at Telephone Number 612-8414 or the ADA Coordinator Lisa Farris at Telephone Number 612-8323 as soon as possible and they will make every effort to adequately meet your needs.*